

DISCOVERY, TRIAGE, REQUIREMENTS AND ABATEMENT

REAL WORLD EXERCISE- PART 1

SEWAGE DISCHARGE INCIDENT #17-08559-001: ILLICIT DISCHARGE

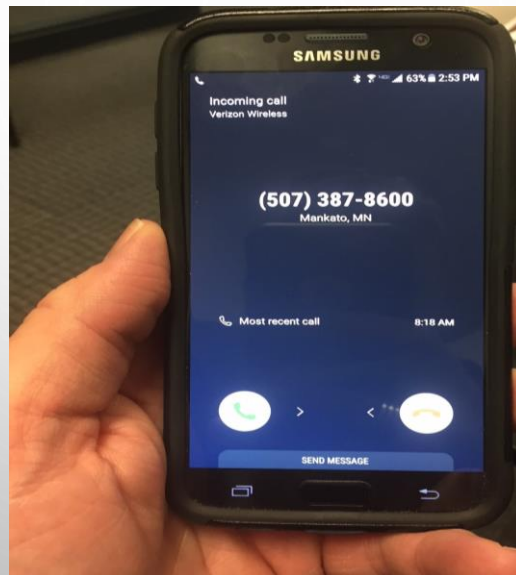
RICK BAIRD
MS4 COORDINATOR
CITY OF MANKATO

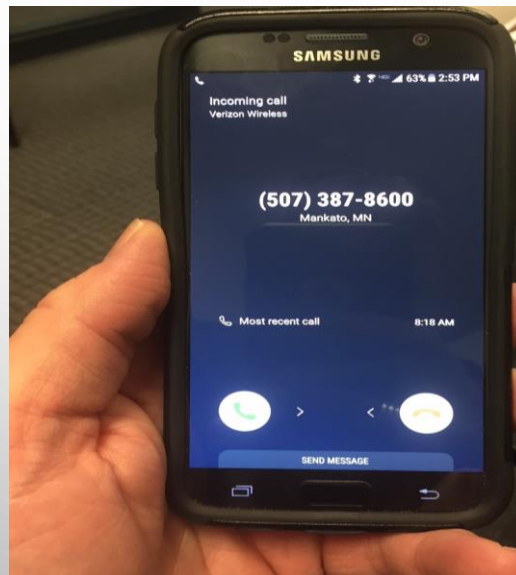
WEDNESDAY DECEMBER 20TH, 2017





OH NO!







SECTION III.D.3. C&D

- C. INCORPORATION OF **ILLICIT DISCHARGE** DETECTION INTO ALL INSPECTION AND MAINTENANCE ACTIVITIES CONDUCTED UNDER PART III.D.6.E AND F. WHERE FEASIBLE, **ILLICIT DISCHARGE** INSPECTIONS SHALL BE CONDUCTED DURING DRY-WEATHER CONDITIONS (E.G., PERIODS OF 72 OR MORE HOURS OF NO PRECIPITATION).
- D. DETECTING AND TRACKING THE SOURCE OF **ILLICIT DISCHARGES** USING VISUAL INSPECTIONS. THE **PERMITTEE** MAY ALSO INCLUDE THE USE OF MOBILE CAMERAS, COLLECTING AND ANALYZING WATER SAMPLES, AND/OR OTHER DETAILED INSPECTION PROCEDURES THAT MAY BE EFFECTIVE INVESTIGATIVE TOOLS.

III.D.6.E

- E. INSPECTIONS
- (1) UNLESS INSPECTION FREQUENCY IS ADJUSTED AS DESCRIBED BELOW, THE **PERMITTEE** SHALL CONDUCT ANNUAL INSPECTIONS OF **STRUCTURAL STORMWATER BMPS** (EXCLUDING **STORMWATER** PONDS WHICH ARE UNDER A SEPARATE SCHEDULE BELOW) TO DETERMINE STRUCTURAL INTEGRITY, PROPER FUNCTION AND MAINTENANCE NEEDS.
- INSPECTIONS OF **STRUCTURAL STORMWATER BMPS** SHALL BE CONDUCTED ANNUALLY UNLESS THE **PERMITTEE** DETERMINES IF EITHER OF THE FOLLOWING CONDITIONS APPLY: 1) COMPLAINTS RECEIVED OR PATTERNS OF MAINTENANCE INDICATE A GREATER FREQUENCY IS NECESSARY, OR 2) MAINTENANCE OR SEDIMENT REMOVAL IS NOT REQUIRED AFTER COMPLETION OF THE FIRST TWO ANNUAL INSPECTIONS; IN WHICH CASE THE **PERMITTEE** MAY REDUCE THE FREQUENCY OF INSPECTIONS TO ONCE EVERY TWO (2) YEARS. HOWEVER, **EXISTING PERMITTEES** ARE AUTHORIZED UNDER THIS PERMIT TO CONTINUE USING INSPECTION FREQUENCY ADJUSTMENTS, PREVIOUSLY DETERMINED UNDER THE **GENERAL STORMWATER PERMIT FOR SMALL MS4S** NO.MNR040000, EFFECTIVE JUNE 1, 2006, PROVIDED THAT DOCUMENTATION REQUIREMENTS IN PART III.D.6.H(2) ARE SATISFIED.
- (2) PRIOR TO THE EXPIRATION DATE OF THIS PERMIT, THE **PERMITTEE** SHALL CONDUCT AT LEAST ONE INSPECTION OF ALL PONDS AND **OUTFALLS** (EXCLUDING UNDERGROUND **OUTFALLS**) IN ORDER TO DETERMINE STRUCTURAL INTEGRITY, PROPER FUNCTION, AND MAINTENANCE NEEDS.



MOBILE CAMERAS



GAS LINES







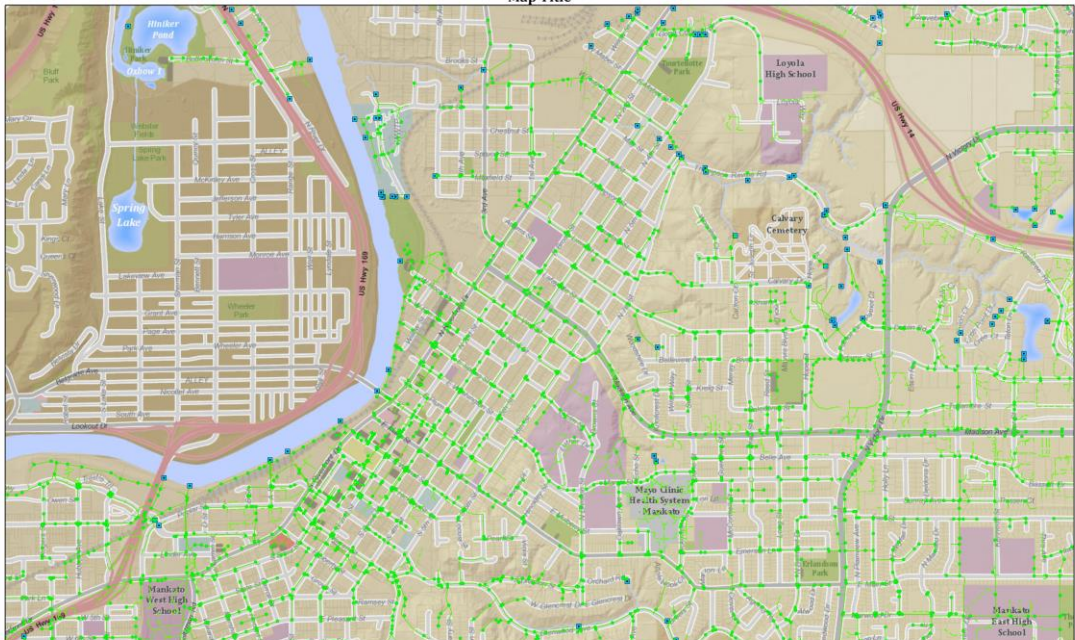
SEWAGE



SECTION III.D.3.F

- F. IDENTIFICATION OF PRIORITY AREAS LIKELY TO HAVE **ILLCIT DISCHARGES**, INCLUDING AT A MINIMUM, EVALUATING LAND USES ASSOCIATED WITH BUSINESS/INDUSTRIAL ACTIVITIES, AREAS WHERE **ILLCIT DISCHARGES** HAVE BEEN IDENTIFIED IN THE PAST, AND AREAS WITH STORAGE OF LARGE QUANTITIES OF **SIGNIFICANT MATERIALS** THAT COULD RESULT IN AN **ILLCIT DISCHARGE**. BASED ON THIS EVALUATION, THE **PERMITTEE** SHALL CONDUCT ADDITIONAL **ILLCIT DISCHARGE** INSPECTIONS IN THOSE AREAS IDENTIFIED AS HAVING A HIGHER LIKELIHOOD FOR **ILLCIT DISCHARGES**.

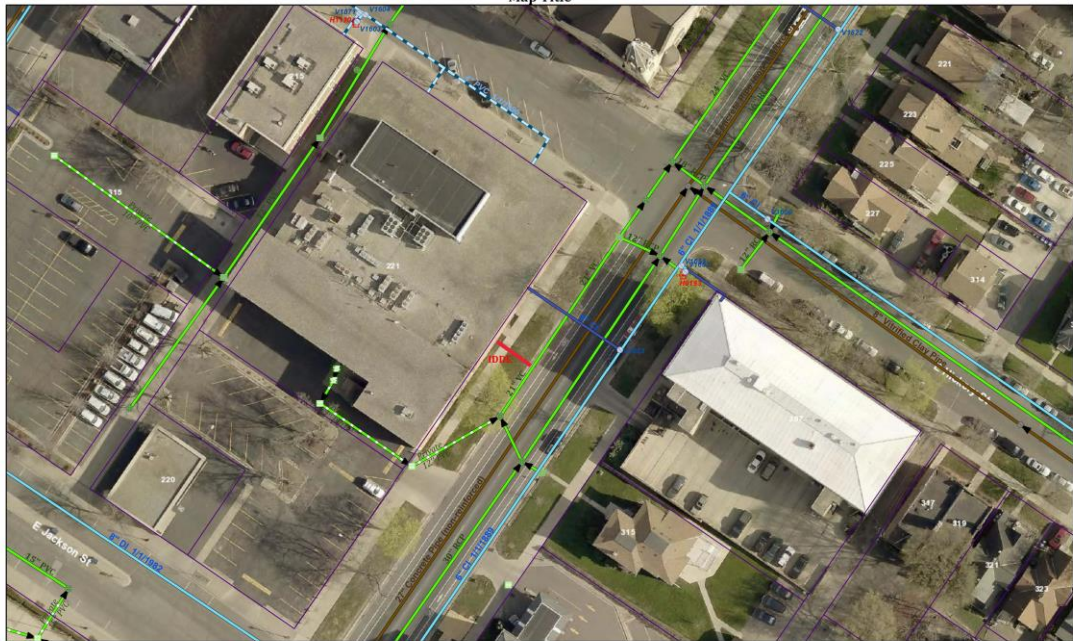
Map Title



Date: January 2018
 Author:

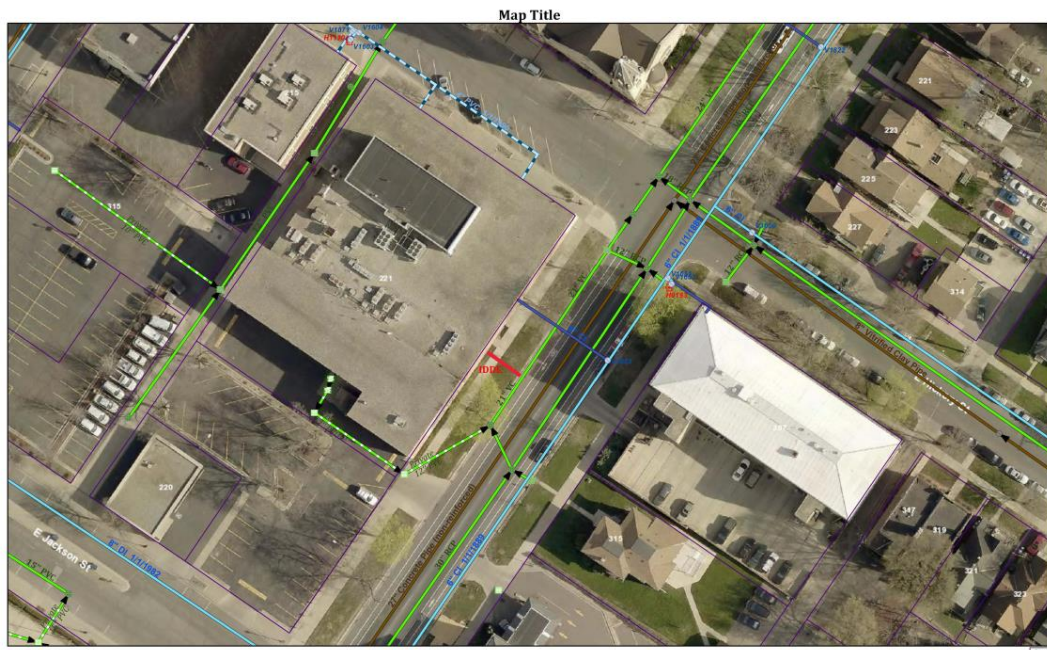
Information is for informational purposes only. It is not intended to be used for legal or financial purposes. The information is provided as is and without warranty.

Map Title



Date: December 2017
 Author:

Information is for informational purposes only. It is not intended to be used for legal or financial purposes. The information is provided as is and without warranty.



Date: December 2017
Author:



INCIDENT COMPLICATIONS

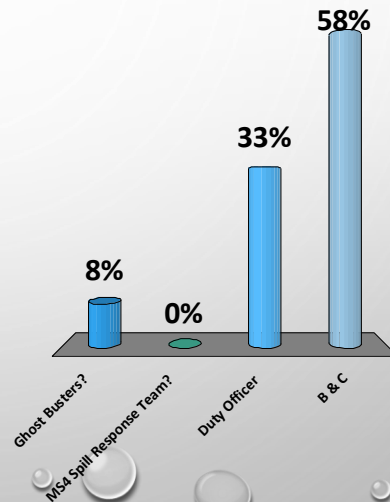
- BUSINESS HAS 200+ EMPLOYEES
- VERY IMPORTANT BUSINESS TO THE COMMUNITY
- THE BUSINESS IS VERY WELL CONNECTED POLITICALLY
- TIME OF YEAR/ WEATHER
- LOTS OF OTHER UTILITIES BURIED IN THE AREA
- AGE AND TYPE OF SEWER MAIN IN AREA

WHAT SHOULD BE DONE BEFORE MAKING CONTACT.

- VERIFY THEY ARE THE SOURCE
- KNOW THE REQUIREMENTS
- KNOW YOUR OPTIONS
- INFORM APPROPRIATE CITY MANAGEMENT
- REQUEST AN APPOINTMENT WITH THE BUSINESS MANAGEMENT STAFF, AVOID JUST WALKING IN UNANNOUNCED IF POSSIBLE

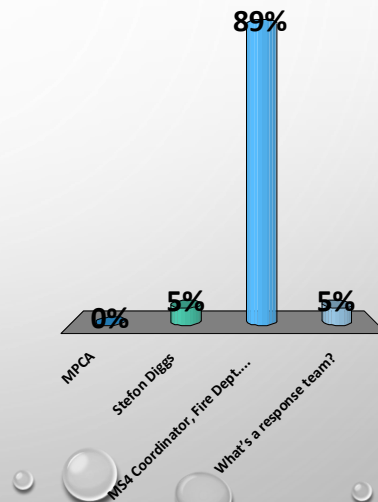
SO YOU FOUND A RELEASE OR DISCHARGE, WHO NEEDS TO BE NOTIFIED?

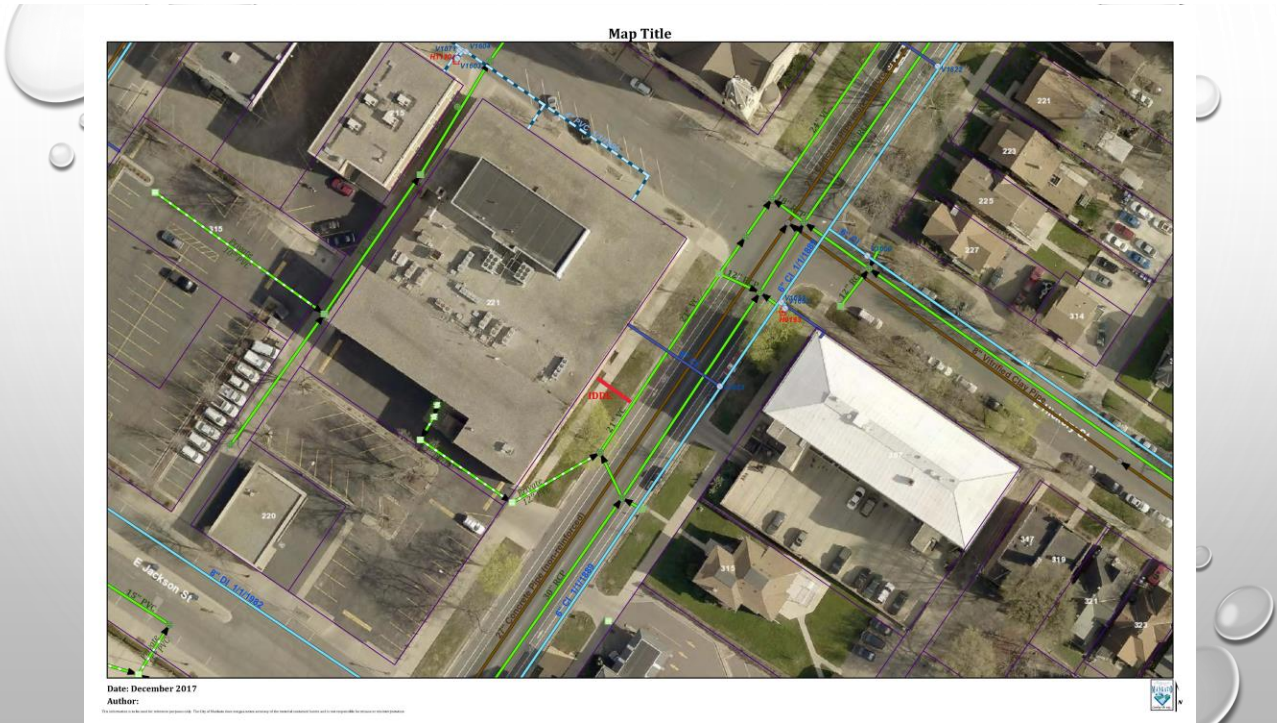
- A. GHOST BUSTERS?
- B. MS4 SPILL RESPONSE TEAM?
- C. DUTY OFFICER
- D. B & C



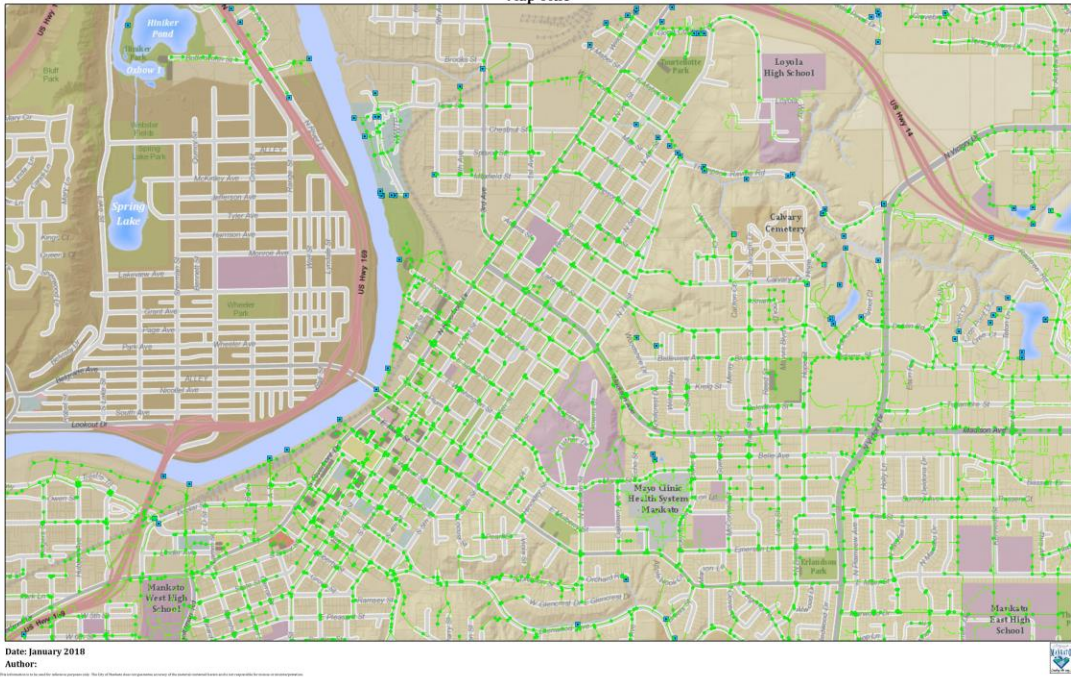
WHO DO YOU HAVE ON YOUR INCIDENT RESPONSE TEAM?

- A. MPCA
- B. STEFON DIGGS
- C. MS4 COORDINATOR, FIRE DEPT., PLUMBING/ BUILDING INSPECTOR, PW STAFF
- D. WHAT'S A RESPONSE TEAM?

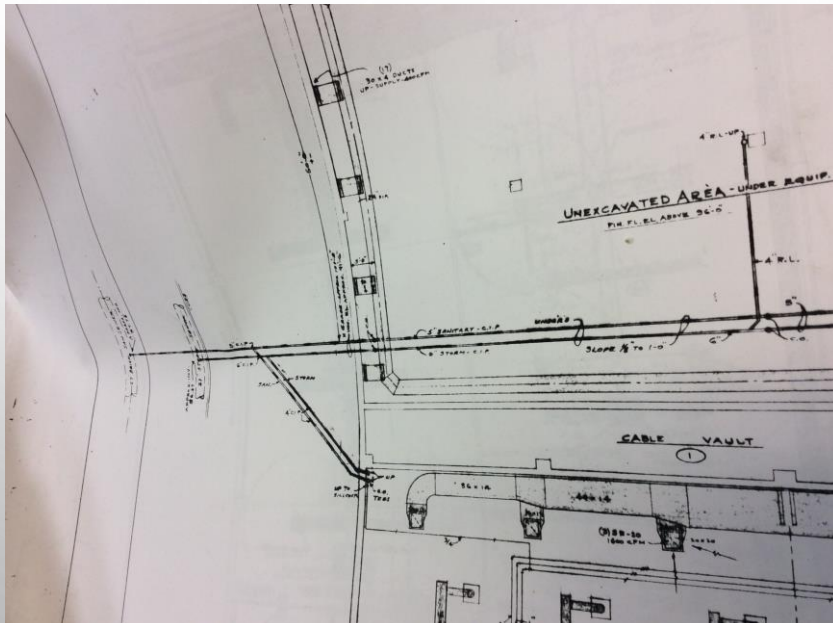


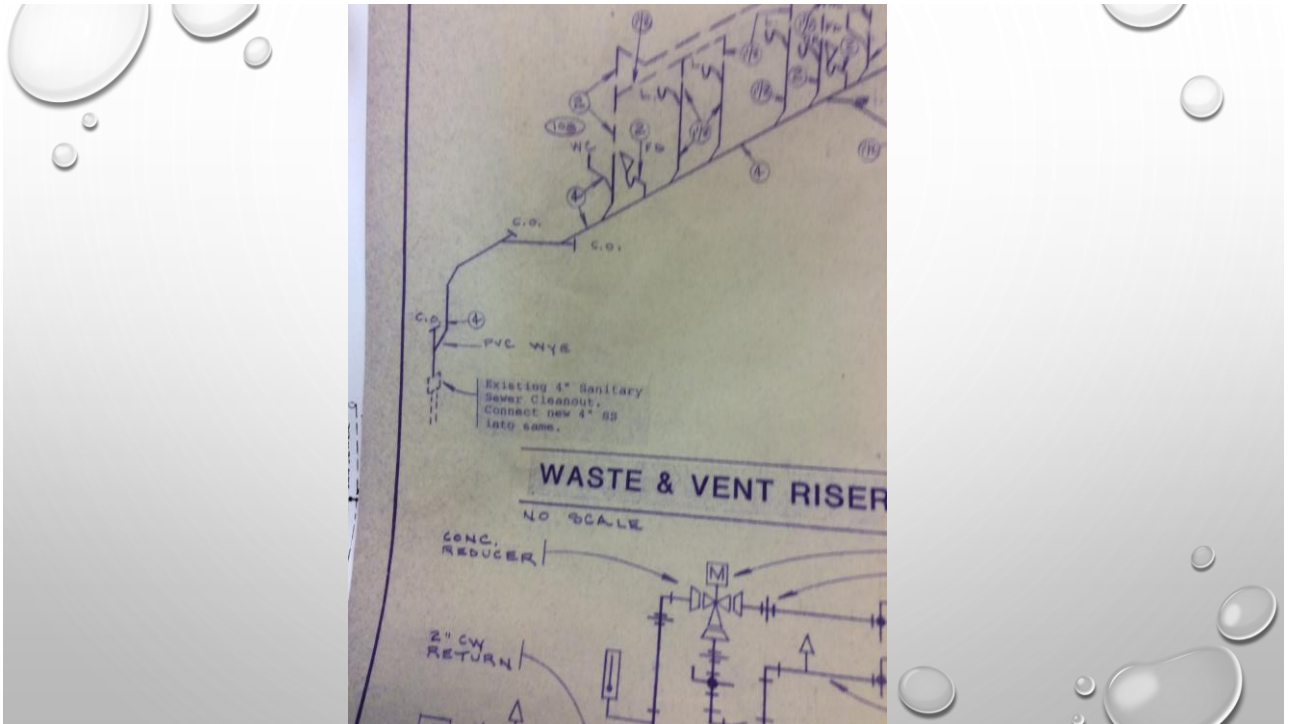


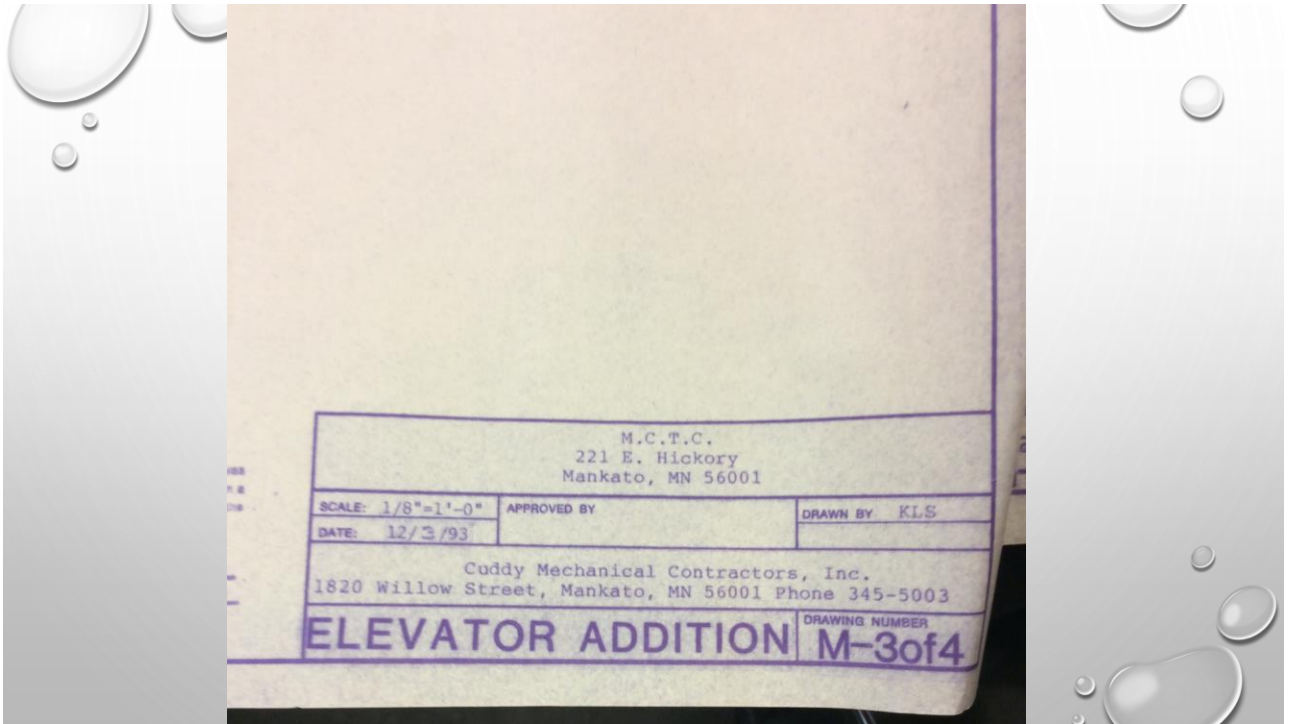
Map Title



BUILDING REMODEL PLANS







WHAT WE KNOW

- THE DISCHARGE WAS CAUSED AFTER A MAJOR REMODEL
- THE BUILDING SEWAGE WAS CONNECTED TO A STORMWATER CLEANOUT NOT THE SEWER
- IT HAS BEEN OCCURRING FOR 25 YEARS
- ALL THE RESTROOMS FOR 200 EMPLOYEES ARE AFFECTED.
- FACILITY IS A MAJOR CALL CENTER AND CANT BE SHUT DOWN.

NOW WHAT, HOW DO WE ABATE THIS ISSUE

- THE RP NEEDS TO CONTACT THE MN DUTY OFFICER.
- COLLECT A COPY OF THE DO REPORT.
- TAKE COPIES OF ALL THE PLANS THAT ARE RELEVANT.
- TAKE PICTURES OF ALL CONNECTIONS INVOLVED.
- MAKE A PLAN TO IMMEDIATELY STOP THE DISCHARGE WITH A TEMPORARY FIX. (BYPASS, ETC.)
- FOLLOW UP WITH A REQUIREMENT OF A PLAN FOR A PERMANENT FIX.

**City of Mankato MS4/Right-of-Way
NOTICE & ORDER**

You are hereby notified that as the owner, agent or tenant of the location of the violation listed below in the City of Mankato, Blue Earth County, Minnesota that the condition of your property is in violation of the listed ordinance(s). You are hereby ordered to make the following correction(s) within 20 days of this notice. The property will be re-inspected on 1/26/2018. Failure to comply with this notice may cause a citation to be issued and the necessary work performed at the expense of the owner. In addition, the cost of the work will be assessed against the property benefit(s). **If you cannot abate the nuisance within the specified time period, an approved Plan for Compliance must be filed with the City of Mankato's Inspector listed at the bottom by 1/26/2018.** This notice is in effect for the remainder of the calendar year. If any reoccurrence of the nuisance conditions occur within the calendar year, the City will abate the nuisance without further notification of the property owner.

If remedial action is not taken or an approved Plan for Compliance is not filed with the City Mankato Inspector within the time period specified, the city will abate the nuisance and charge all costs incurred therein against the owner of the property. Further, if the costs are not paid by the owner or responsible party, the costs will be charged against the property as a special assessment to be collected in the same manner as property taxes.

LOCATION OF VIOLATION	ADDRESS	APT#	MANKATO, MN 56001
265 Smelly St			
PROPERTY OWNER INFORMATION	Full Name	DOB	
Communications Company	Mailing Address	Phone #	
PROPERTY OWNER CONTACT INFORMATION		567-655-1212	
DATE REC'D	DATE & TIME INSPECTED	Photos taken: <input checked="" type="checkbox"/> Y <input type="checkbox"/> N	Rental Lic #
1/21/2017	1/21/2017 10:30 am		
Nuisance found & Notice to Abate <input checked="" type="checkbox"/> mailed <input type="checkbox"/> posted <input type="checkbox"/> delivered <input type="checkbox"/> No Nuisance found		Tracking #	
		17-00553-001	

Notes & Synopses: Administrative penalties may be assessed for violations of Mankato City Code

NUISANCE VIOLATION(S)

<input checked="" type="checkbox"/> Health hazard (9.77)	<input type="checkbox"/> Obstructions in streets/parking or obstructing traffic (8.08/8.01)
<input type="checkbox"/> Spoil pile/debris violation (9.77)	<input type="checkbox"/> Excavation within the right-of-way (8.06)
<input type="checkbox"/> Dangerous structure (9.77)	<input type="checkbox"/> Curbside violation (8.13)
<input type="checkbox"/> Nuisance building (9.77)	<input type="checkbox"/> Graffiti (9.67)
<input type="checkbox"/> Tall grass and/or weeds (8.04)	<input type="checkbox"/> Right-of-way encroachment: vegetation (8.04)
<input type="checkbox"/> Erosion/sediment control (12.02)	<input type="checkbox"/> Right-of-way encroachment: buildings/structures (8.16)
<input type="checkbox"/> Garbage storage violation (9.13)	<input type="checkbox"/> Obstruction over public sidewalk (9.77)
<input type="checkbox"/> Refuse container storage (12.02)	<input type="checkbox"/> Sight triangle obstruction (8.04/9.77)
<input type="checkbox"/> Construction of Roadway, Sidewalk and Curb (8.04)	<input type="checkbox"/> Dumpster extended amount of time (9.77)
<input type="checkbox"/> Motor vehicle not parked on an improved surface (9.77)	<input type="checkbox"/> Snow removal (8.03)
<input type="checkbox"/> Unlawful Acts pertaining to municipal utilities (3.04)	<input checked="" type="checkbox"/> Other: MN Statute 115.061
<input checked="" type="checkbox"/> Storm Water System (3.33)	MSA Permit MCMA93
<input type="checkbox"/> Signs in the right-of-way (8.16)	
<input checked="" type="checkbox"/> Storm Drainage Utility Connections (3.32)	

Corrective action necessary: Keep bathroom's off line until in proper connection to the Storm System is moved to the Sanitary System.
Label pipes correctly to avoid this issue in the future. Send photos of the correction and schedule any required plumbing inspection.

Please inform the city when the corrections have been completed.

Rick Band
 Inspector Name: Rick Band See back of this form for more information about the violation
 Badge # 3042 Contact # 507-327-9543

Mankato City Portal - 17-01 x

portal.mankato.intranet/customerservice/servicerequest/detail/17-08559-001

Mankato City Portal Customer Service Payroll Helpdesk Finance

Service Requests

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Service Requests
Add new request
Web requests

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Top Requests

Search By Address
Filter All Requests

Help

Reports
Public Works Reports
Resource Links

City of MANKATO
Leading the way...

17-08559-001: Illicit Discharge

Richard Baird Closed

Action Note N&O Assign Location Open

During IDDE Storm Water inspections a waster water discharge was discovered coming from the [REDACTED] building at [REDACTED] IDDE protocols were put in action and Environmental services, Infrastructure and the Plumbing inspector were called to investigate.

Follow up information
Name: Rick Baird
Phone: (507) 387-8543
rbaird@mankatomn.gov
Environmental Services
Mankato, MN 56001

Request Type:	Illicit Discharge
Duplicate Info	Mark as duplicate
Parcel Pin	R010918130013 map
Property Owner	[REDACTED]
Address / Location	221 E HICKORY ST. [REDACTED]
Resolution	Resolved By Owner
Closed Date	1/19/2018 7:46:00 AM
ICR Information	Add ICR number
Request Entry Date	12/20/2017 10:52:43 AM Responsive • Efficient • Greater good • Innovative • Open • Neighborly

Request Location

Action Log 5 entries

[Add Action Log](#)

Close Request
1/19/2018 7:46 AM
This CSR and the N&O attached to it have been resolved. The building plumbing system has been labeled so this type of mistake won't occur again. Closing CSR.

Inspection Performed
10/21/2017 9:15 AM
Kent Erickson

Start 9:33 PM 1/22/2018

Mankato City Portal - 17-01 x

portal.mankato.intranet/customerservice/servicerequest/detail/17-08559-001

Mankato City Portal Customer Service Payroll Helpdesk Finance

Service Requests

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Filter All Requests

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City of MANKATO
Leading the way...

Request entered by Richard Baird

Last assigned by Richard Baird

Assigned Department Public Works at 12/20/2017 10:52:43 AM

Assigned Service Area Stormwater at 12/20/2017 10:52:43 AM

Request Tasks 0 open

What needs to be done? [Add task](#)

Support Files [Add Files](#)

17-08559-001-001 17-08559-001-002 17-08559-001-003 17-08559-001-004 17-08559-001-005 17-08559-001-010 17-08559-001-006 17-08559-001-007

Request Notes 0 entries

[Add Request Note](#)

Property History 9 past request(s)

STREET LIGHT ISSUE
1/10/2018 5:16 PM
The city street lights in front of [REDACTED] have reportedly been out recently.
Request Number: 18-00279-001
[Work with request](#)

MISC WATER METER ISSUES
7/29/2016 12:49 PM
Location: 302531 - Replaced ERT with new Dual Reading ERT on 7/19/2016 - Final Read: 115690 - Small Side ERT: 71157705 Start: 00 MVRs: 11 / Large Side ERT: 71157735 Start: 00 MVRs: 12
Request Number: 16-15497-001
[Work with request](#)

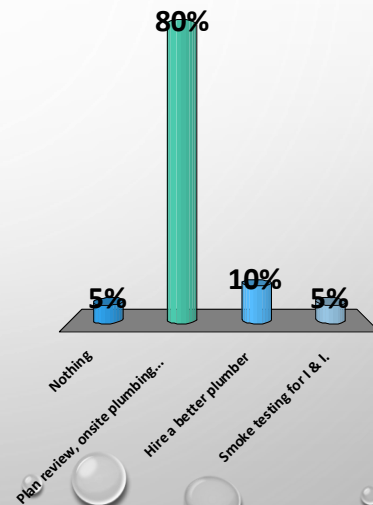
SIGN TROUBLES
6/30/2012 9:25 AM
Missing a two hour parking sign in front of HickoryTech had to dismiss two citations for this. Please let us know when it gets replaced. We will refrain from ticketing until fixed. Thanks!
Request Number: 12-03734-001

Responsive • Efficient • Greater good • Innovative • Open • Neighborly

Start 9:36 PM 1/22/2018

WHAT COULD HAVE BEEN DONE BETTER 25 YEARS AGO TO CATCH THIS?

- A. NOTHING
- B. PLAN REVIEW, ONSITE PLUMBING INSPECTION, REGULAR MS4 SYSTEM INSPECTIONS
- C. HIRE A BETTER PLUMBER
- D. SMOKE TESTING FOR I & L



QUESTIONS

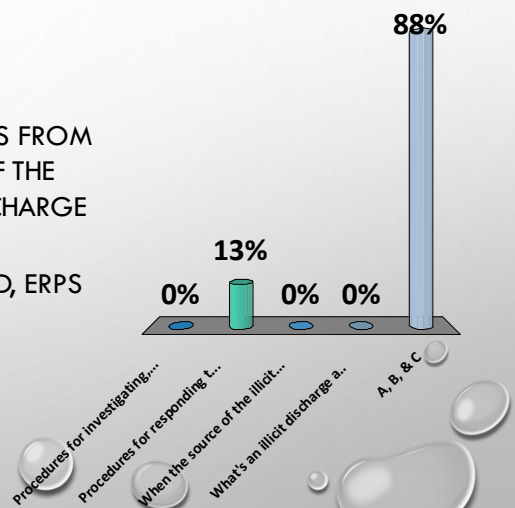


ENFORCEMENT & DOCUMENTATION

REAL WORLD EXERCISE PART 2

WHAT DOES THE MS4 PERMIT REQUIRE FOR TIMELY RESPONSE TO KNOWN, SUSPECTED, AND REPORTED ILLICIT DISCHARGES:

- A. PROCEDURES FOR INVESTIGATING, LOCATING, AND ELIMINATING THE SOURCE OF ILLICIT DISCHARGES.
- B. PROCEDURES FOR RESPONDING TO SPILLS, INCLUDING EMERGENCY RESPONSE PROCEDURES TO PREVENT SPILLS FROM ENTERING YOUR MS4. THE IMMEDIATE NOTIFICATION OF THE STATE DUTY OFFICER, IF THE SOURCE OF THE ILLICIT DISCHARGE IS A SPILL OR LEAK AS PER MINN. STAT. § 115.061.
- C. WHEN THE SOURCE OF THE ILLICIT DISCHARGE IS FOUND, ERPS TO ELIMINATE THE ILLICIT DISCHARGE AND REQUIRE ANY NEEDED CORRECTIVE ACTION(S).
- D. WHAT'S AN ILLICIT DISCHARGE AND WHOSE THE DUTY OFFICER?
- E. A, B, & C



**City of Mankato MS4/Right-of-Way
NOTICE & ORDER**

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If remedial action is not taken or an approved Plan for Compliance is not filed with the City Mankato Inspector within the time period specified, the city will abate the nuisance and charge all costs incurred therein against the owner of the property. Further, if the costs are not paid by the owner or responsible party, the costs will be charged against the property as a special assessment to be collected in the same manner as property taxes.

LOCATION OF VIOLATION	ADDRESS	AP#
265 Smelly St.		MANKATO, MN 56001
PROPERTY OWNER INFORMATION	Full Name	DOB
CONTACT/STREET CLOSURE	Mailing Address	Phone #
PROPERTY OWNER CONTACT INFORMATION		507-655-1212
DATE REC'D	DATE & TIME INSPECTED	Photos taken: <input checked="" type="checkbox"/> Y <input type="checkbox"/> N
12/19/2017	12/19/2017 10:30 am	Rental Lic. #
Nuisance found & Notice to Abate <input checked="" type="checkbox"/> mailed <input type="checkbox"/> posted <input type="checkbox"/> delivered <input type="checkbox"/> No Nuisance found		Tracking #
		17-00559-0001

Notes & Synopsis: Administrative penalties may be assessed for violations of Mankato City Code

NUISANCE VIOLATION(S)

<input checked="" type="checkbox"/> Health hazard (9.77)	<input type="checkbox"/> Obstructions in street/parking or obstructing traffic (6.09/6.01)
<input type="checkbox"/> Spot pile/drainage violation (9.77)	<input type="checkbox"/> Excavation within the right-of-way (6.06)
<input type="checkbox"/> Dangerous structure (9.77)	<input type="checkbox"/> Cutback violation (6.13)
<input type="checkbox"/> Nuisance building (9.77)	<input type="checkbox"/> Graffiti (9.67)
<input type="checkbox"/> Tall grass and/or weeds (6.04)	<input type="checkbox"/> Right-of-way encroachment: vegetation (6.04)
<input type="checkbox"/> Erosion/sediment control (12.02)	<input type="checkbox"/> Right-of-way encroachment: building/structures (6.16)
<input type="checkbox"/> Garbage storage violation (6.13)	<input type="checkbox"/> Obstruction over public sidewalk (9.77)
<input type="checkbox"/> Refuse container storage (3.62)	<input type="checkbox"/> Sight triangle obstruction (6.04/9.77)
<input type="checkbox"/> Construction of Roadway, Sidewalk and Curb (6.05)	<input type="checkbox"/> Dumpster extended amount of time (9.77)
<input type="checkbox"/> Motor vehicle not parked on an improved surface (9.77)	<input type="checkbox"/> Snow removal (6.03)
<input type="checkbox"/> Unlawful Acts pertaining to municipal utilities (3.04)	<input checked="" type="checkbox"/> Other: MN Statute 115.061
<input type="checkbox"/> Storm Water System (3.33)	<input type="checkbox"/> MSA Permit MCM#3
<input type="checkbox"/> Signs in the right-of-way (6.16)	
<input checked="" type="checkbox"/> Storm Drainage Utility Connections (3.32)	

Corrective action necessary: Keep bathroom's off line until in proper connection to the Storm System is moved to the Sanitary System.
Label pipes correctly to avoid this issue in the future. Send photo's of the correction and schedule any required plumbing inspections.
 Please inform the city when the corrections have been completed.

Rich Baird See back of this form for more information about the violation
 Inspector Name: Rich Baird Badge # 3012 Contact # 507-397-9543

I GAVE THEM A NOTICE & ORDER, HOW DO I COMPEL COMPLIANCE?

- YOUR IDDE ORDINANCE
- YOUR ERP'S (ENFORCEMENT RESPONSE PROCEDURES)
- THE CITY REPAIRS AND RECOVER COSTS
- ADMINISTRATIVE PENALTIES
- PLUG THE PIPES AND TURN OFF THE WATER
- CONDEMN THE BUILDING
- LEGAL ACTION

IIDDE ORDINANCE

Sec. 3.33. -- Municipal Separate Storm Sewer System or MS4

Subd. 1. Unlawful Acts. It is unlawful for any person to directly or indirectly discharge, place or cause an Illicit Discharge of any substance that is not composed entirely of stormwater into the City of Mankato's storm water system, except as described as follows:

A. Those authorized in Part 1 A.2 of the City of Mankato's MS4 Permit:

Authorized Non-Stormwater Discharges

a. The following categories of non-stormwater discharges or flows are authorized under this permit to enter the permittee's small MS4 only if the permittee does not identify them as significant contributors of pollutants (i.e., illicit discharges), in which case the discharges or flows shall be addressed in the permittee's SWPPP: water line flushing, landscape irrigation, diverted stream flows, rising groundwater, uncontaminated groundwater infiltration (as defined at 40 CFR § 35.2005(b)(2)(i)), uncontaminated pumped groundwater discharges from potable water sources, foundation drains, air conditioning condensation, irrigation water, springs, water from crawl space pumps, footing drains, lawn watering, individual residential non-commercial car washing, flows from riparian habitats and wetlands, dechlorinated swimming pool discharges, street wash water, and discharges or flows from firefighting activities.

B. Discharges specified in writing by the authorized enforcement agency as being necessary to protect public health and safety.

C. Dye testing is an allowable discharge, but requires a verbal notification to the authorized enforcement agency prior to the time of the test.

D. The prohibition shall not apply to any non-storm water discharge permitted under an NPDES permit, waiver, or waste discharge order issued to the discharger and administered under the authority of the Federal Environmental Protection Agency, provided that the discharge is in full compliance with all requirements of the permit, waiver, or order and other applicable laws and regulations, and provided that written approval has been granted for any discharge to the storm drain system.

Definitions:

A. **"Illicit Discharge"** means any discharge to a municipal separate storm sewer that is not composed entirely of stormwater except discharges pursuant to a NPDES permit (other than the NPDES permit for discharges from the municipal separate storm sewer) and discharges resulting from firefighting activities. (40 CFR § 122.26(b)(2))

B. **"Municipal separate storm sewer system" or "MS4"** means a conveyance or system of conveyances including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains

1. owned or operated by a state, city, town, county, district, association, or other public body, created by or pursuant to state law, having jurisdiction over disposal of sewage, industrial wastes, stormwater, or other wastes, including special districts under state law such as a sewer district, flood control district, or drainage district or similar entity, or an Indian tribe or an authorized Indian tribe organization, or a designated and approved

Page 1

management Agency under section 208 of the federal Clean Water Act, United States Code, title 33, section 1368, that discharges into waters of the state

2. designed or used for collecting or conveying stormwater
3. that is not a combined sewer, and that is not part of a publicly owned treatment works as defined in 40 CFR § 122.2
4. Municipal separate storm sewer systems do not include separate storm sewers in very discrete areas, such as individual buildings. (Minn. R. 7030.0080, subp. 9)

C. **"Non-Stormwater Discharge"** means any discharge not composed entirely of stormwater.

D. **"Stormwater"** means stormwater runoff, snow melt runoff, and surface runoff and drainage. (Minn. R. 7030.0080, subp. 12)

Subd. 2. Violations and Enforcement.

A. The City shall use the following procedure to notify property owners of violations and corrective measures:

1. Stop Work Orders. The City Manager or their designee may issue stop work orders for any violation of this ordinance.
2. Public Nuisance. A violation of this section is declared to be a public nuisance and which may be abated according to the provisions for Section 9.77.

Subd. 3. Legal Action. If any person directly or indirectly causes an illicit discharge into the City's storm water system or MS4 contrary to the provisions of this Section, Federal or State regulations or any order of the City, in addition to any criminal prosecution for violation of this section, the City Attorney may commence an action for appropriate legal and/or equitable relief to terminate violation and recover all expenses as allowed in Chapter 3 of this code.

(Ord. of 11-25-88)

Page 2

ERP'S

14. Spoil piles of fill, excavations and/or construction debris existing for periods longer than seven (7) days unless otherwise approved by the City.

15. Any other conditions, whether a substance, matter, emission or thing which creates a dangerous or unhealthy condition or which threatens the public peace, health, safety or sanitary condition of the city or which is offensive or has a blighting influence on the community and which is found upon, being discharged or flowing from any street, alley, highway, railroad right-of-way, vehicle, railroad car, water, excavation, building, erection, lot, grounds or other property located within the city exists or is allowed to exist.

B. **Class II Nuisances.** For purposes of this section, conditions existing or allowed to exist in the City of Mankato and violations of the Mankato City Code defined as nuisance by Section 3.32, 3.62, 6.04, 9.13, 9.14, 9.67, and 12.02 of the Mankato City Code shall be designated as "Class II Nuisances"

(Ord. of 8-8-2011)

Subd. 11. **Abatement Procedure. Class I Nuisances.** Unless the nuisance is as described in Subdivision 13, the City may abate Class I Nuisances by the procedure described below:

A. **Order.** The enforcement officer shall serve a written order upon the owner. The written order shall also be served upon any responsible party known to the officer and may be served upon any party known to have caused the nuisance. The written order shall contain the following:

1. A description of the property sufficient for identification;
2. A description and location of the nuisance and the remedial action required to abate the nuisance;
3. A statement that the nuisance is to be abated within 10 days of the date of the order;
4. A statement that the order may be appealed and a hearing before the City Manager or designee may be obtained by filing a written request with the City Clerk before the appeal deadline which shall be the statement deadline designated in the order or seven calendar days after the date of the order, whichever comes first; and
5. A statement that, if remedial action is not taken nor a request for a hearing filed with the City Clerk within the time specified, the City will abate the nuisance and charge all costs incurred thereon against the owner of the property and if cost is unpaid by the owner or responsible party the costs will be charged against the property as a special assessment to be collected in the same manner as property taxes.

B. **Setting Hearing Date.** In the event that an appeal is filed, a notice shall be mailed to the owner and known responsible parties, stating the date, time, place and subject of the hearing.

C. **Notice of Hearing Date.** In the event that an appeal is filed, a notice shall be mailed to the owner and known responsible parties, stating the date, time, place and subject of the hearing.

D. **Designated Hearing Officer.** The City Manager or designated hearing officer shall convene a hearing at which time the enforcement officer shall have an opportunity to present evidence and testimony to support the appeal of the abatement order. The hearing officer may receive evidence and testimony from the enforcement officer and other parties who wish to be heard. Upon receiving the evidence and testimony, the hearing officer shall make a written recommendation to the City Council which may confirm, modify, revoke, alter or cancel the order of the enforcement officer. In a time within which the nuisance must be abated and shall provide that, if the nuisance is not eliminated within the time specified, the City may abate the nuisance and assess the costs of the abatement to the property.

E. **Abatement.** If the remedial action is not taken nor an appeal filed within the time specified, the City may abate the nuisance.

Page 4

F. **Assessment.** On or before September 1st of each year, the City shall cause to be listed the total unpaid charges and administrative penalties for each type of order issued or work performed against each separate lot or parcel to which such charges are attributable pursuant to this subdivision. The City may then assess such charges against the property benefited as a special assessment, pursuant to the provisions of Minnesota Statutes Chapter 429, for certification to the County Auditor and collection together with current taxes payable in the following year.

Subd. 12. **Abatement Procedure. Class II Nuisances.** Unless the nuisance is as described in Subdivision 13, the City may abate Class II Nuisances by the procedure described below:

A. **Notice.** In the event any condition that is defined as a Class II Nuisance by the Mankato City Code is found to exist, the City may cause to be served upon the owner of the property upon which the condition exists, by registered or certified mail or by personal service, a notice ordering such owner to remove the nuisance within ten (10) days from the date of the notice and stating that in the event the owner does not comply with such order, the necessary work may be performed or caused to be performed by the City at the expense of the owner, and that if the owner does not pay for such expense, the cost of the work will be assessed against the property benefited. The notice may also be posted on the property for a period of ten (10) days, after which period the City may perform any necessary work.

The notice shall state that it is in effect for a period of twelve (12) months from the date of the notice and if the nuisance condition recurs within that twelve (12) month period the City shall abate the nuisance without further notification to the property owner.

B. **Performance of Work by City.** Invoice. If the owner of any property fails to comply with the notice, within the period allowed for compliance as stated in the notice, the City may cause to be performed such work as is ordered by such notice. The City shall prepare and maintain a record showing the cost of such work attributable to each separate lot and parcel and shall mail to the owner of each lot or parcel an invoice setting forth the charges for such work, which shall be immediately due and payable to the City.

Invoices for charges for work completed pursuant to notices of violations under Mankato City Code Section 3.63 may be included with the City of Mankato utility bill.

C. **Assessment.** On or before September 1st of each year, the City shall cause to be listed the total unpaid charges and administrative penalties for each type of notice issued or work performed against each separate lot or parcel to which such charges are attributable pursuant to this subdivision. The City may then assess such charges against the property benefited as a special assessment pursuant to the provisions of Minnesota Statutes Chapter 429, for certification to the County Auditor and collection together with current taxes payable in the following year.

Subd. 13. **Emergency Abatement Procedure.** When the enforcement officer determines that a nuisance exists which constitutes an immediate danger or hazard which is not immediately abated with endanger the health and safety of the public and there does not exist sufficient time to follow the procedures of Subdivisions 11 and 12, the City may abate the nuisance by the procedure described below:

A. **Order.** The City Manager or emergency abatement by an administrative order to be signed by an enforcement officer.

B. **Notice of Abatement.** Following an emergency abatement, a notice shall be mailed to the owner of the property and other responsible parties connected with the property that are known to the City. The notice shall contain:

1. A description of the nuisance;
2. The action taken by the City;
3. The reasons for immediate action;
4. The costs incurred in abating the nuisance; and

Page 5

THE CITY REPAIRS AND RECOVERS COSTS



ADMINISTRATIVE PENALTIES

(Ord. of 2-23-2009)

Subd. 3. Violations.

- A. No person shall directly or indirectly or by omission create a nuisance.
B. No owner or responsible party shall allow a nuisance to remain upon or in any property or structure under his or her control.

Subd. 4. Criminal Penalty. Any person who violates any provision of this section or fails to comply with a lawful written order issued pursuant to Subdivision 11, 12, or 13, and/or a lawful verbal order issued pursuant to Subdivision 6, shall be guilty of a misdemeanor. Each day during which noncompliance or violation continues shall constitute separate misdemeanor offenses.

Subd. 5. Disclosure of Responsible Party. Upon the request of the enforcement officer, a responsible party or owner shall disclose the name of any other responsible party or owner known to them. This shall include, but not be limited to, the person for whom they are acting, from whom they are leasing the property, to whom they are leasing the property, with whom they share joint ownership, or with whom they have any contact pertaining to the property.

Subd. 6. Order to Cease. In the event that an enforcement officer observes a person creating or allowing a nuisance, the officer may order that the person cease and desist creating or allowing the nuisance.

Subd. 7. Authorization to Enter. The enforcement officer shall be authorized to enter any property or structure in the City for the purpose of enforcing and assuring compliance with the provisions of this chapter. An owner or responsible party shall, upon the request of the enforcement officer, provide access to all interior portions of a building in order to permit the officer to make a complete inspection.

Failure to allow the enforcement officer full access to the property and structure is a violation of this ordinance for which the person or persons refusing access may be cited.

Subd. 8. Service. When service of an order or notice is required, any one or more of the following methods of service shall be adequate:

- A. By personal service; or
B. By certified mail, through the U.S. Postal Service; or
C. By U.S. Mail, unless it is a written order which gives three days or less for the completion of any act it requires; or
D. If the appropriate party or address cannot be determined after reasonable effort, by posting a copy of the order in a conspicuous place on the property; or
E. If a mailed order or notice is returned by the U.S. Postal Service, a good faith effort shall be made to determine the correct address, unless the order or notice orders abatement and that abatement has been completed.

Subd. 9. Administrative Penalties. The City Council may, by resolution, establish a schedule of administrative penalties for Class I and Class II nuisances. The amount of the penalty shall reflect the costs associated with inspection, notice and order, posting, and/or abatement of nuisances. Administrative penalties shall be imposed according to the schedule adopted by the City Council. Administrative penalties may be imposed in addition to any criminal charges or fines.

Subd. 10. Nuisances. A nuisance shall mean any substance, matter, emission or thing which creates a dangerous or unhealthy condition or which threatens the public peace, health, safety or sanitary condition of the city or which is offensive or has a blighting influence on the community and which is found upon, being discharged or flowing from any street, alley, highway, railroad right-of-way, vehicle, railroad car, water, excavation, building, erection, lot, grounds or other property located within

Charged for any check not honored by a customer's bank or financial institution. Customers may also be charged a fee for insufficient funds.	
Utility shut-offs If utility payments are not made after three consecutive months, the city may shut-off utility service.	To restore utilities, \$75 (8 a.m. to 4:30 p.m.), or \$1.35 after hours.
Assessment of utility bill Outstanding utility bill balances not paid for three consecutive months may be assessed to property owner.	
Administrative penalties – utilities	
Generally minor violations	\$100
Generally major violations	\$500
Specifically:	
Tampering with water meter by-pass (residential)	\$500
Tampering with water meter by-pass (commercial)	\$1,000
Tampering with a curb stop	\$500
Tampering with city fire hydrants	\$100
Tampering with city main line water valves	\$100
Unauthorized removal of a storm drain grate/manhole cover	\$500
Unpermitted connection to a city utility	\$500
Failure to comply with watering restrictions (during period of restriction)	
First offense	warning
Second offense	\$50
Third offense	\$100
Fourth offense	Disconnection/lockout
Unauthorized tap of a water distribution main	\$500
Opening or interference with a fire hydrant	\$500
Unauthorized delivery or possession of hydrant key or wrench	\$100
Tampering with water meter, water meter reading device or seal	\$100
Restricting water meter access	\$100
Illicit discharge to storm water system	\$500
Failure to report and cleanup a spill	\$500
Unmaintained or abandoned inlet protection	\$250
Nuisance violations	
Class one	\$500
Class two	\$100
Stormwater utility (per month)	

311 or 507-387-8400
markatorm.gov

[Month, Day], 2015

[Business Name]
[ATTN: Owner]
[Address]
[City, MN Zip Code]

Re: Illicit discharge to the Storm Water System on [date of incident]
Imposition of [\$] Penalty for Violation[(s) (and) Labor Fees]

Dear [Business Owner],

This letter is being sent regarding the above captioned violation of Mankato City Code Section 3.33 Subdivision 1 that was personally observed and investigated by Water Quality Specialist Rick Baird on [month, day, year].

Water Quality Specialist Baird responded to [type of call received or method of received complaint] complaining that [describe nature of the complaint, include some details.]

Upon arrival and investigation, it was apparent to Water Quality Specialist Baird that [describe in detail the conduct that was observed, include quotes by parties present if available.] Further, Water Quality Specialist Baird noted that the flow of concrete wash water went down the street to CBI [location of the discharge]. Not only did the flow run into the catch basin, it was evident that the [describe actions of the employees]. These actions constitute an Illicit Discharge to the Storm Water System which is a violation of Mankato City Ordinance 3.33.1. (Copy of Mankato Ordinance 3.33.1 is attached hereto for reference.)

During his investigation, Water Quality Specialist Baird made contact with you and the illicit discharge was admitted. Further, your company and/or employee failed to self-report the violation/spill, and only provided required information upon investigation and follow-up by Water Quality Specialist Rick Baird. This failure to report is subject to an additional penalty as outlined below.

The authority to pursue appropriate legal and/or equitable relief for Illicit Discharge to Storm Water System is allowed under Mankato City Ordinance 3.33.2. The Ordinance states:

2.000 Legal Action.

If any person discharges wastewater, industrial wastes or other wastes into the City's storm water system contrary to the provision of this Section, Federal or State regulations or any order of the City, in addition to any criminal prosecution for violation of this section, the City Attorney may commence an action for appropriate legal and/or equitable relief to terminate violation and recover all expenses as allowed in Chapter 3 of this code.

The Mankato City Council has established a \$500.00 penalty for Illicit Discharge to Storm Water System [AND a \$500.00 penalty for Failure to Report and Cleanup a Spill.] (see Resolution

Establishing a Schedule of Administrative Penalties for Violations of Mankato City Code attached hereto for reference.) [Water Quality Specialist Baird's labor costs are also included.]

Alternate Clause: Because you quickly took corrective action by promptly [indicate remedial action taken] only the fine for Illicit Discharge is being imposed (the City has agreed to waive the fine for Failure to Clean up the Spill.)

Given your violation of the Code, you are being assessed a total penalty of \$1,374.14. (Detailed Invoice attached.)

You may appeal the imposition of the Administrative Penalty by filing a written notice of appeal within 20 days of receiving this notice. The written notice of appeal must be filed with Renae Kopischke, Executive Secretary at the Intergovernmental Center located at:

10 Civic Center Plaza
Mankato MN 56002

If your written notice of appeal is not received by [day, month, year], you will be deemed to have waived your right to appeal.

You can mail your payment to the address listed above. To facilitate the processing of the charges, please include the enclosed invoice with your check. The check should be made payable to the City of Mankato.

If you have any questions, please contact me at [507]---[].

Sincerely,

[Mankato City Employee]

[Mankato City Office]

Encl. - Invoice for Administrative Penalty

Copy of Mankato City Code Section 3.33 Subd.1

Copy of Resolution Establishing a Schedule of Administrative Penalties for Violations of Mankato City Code

Cc: Paul Vogel
Rick Baird
Dan Scott, Finance
Renae Kopischke

PLUG THE PIPES AND TURN OFF THE WATER



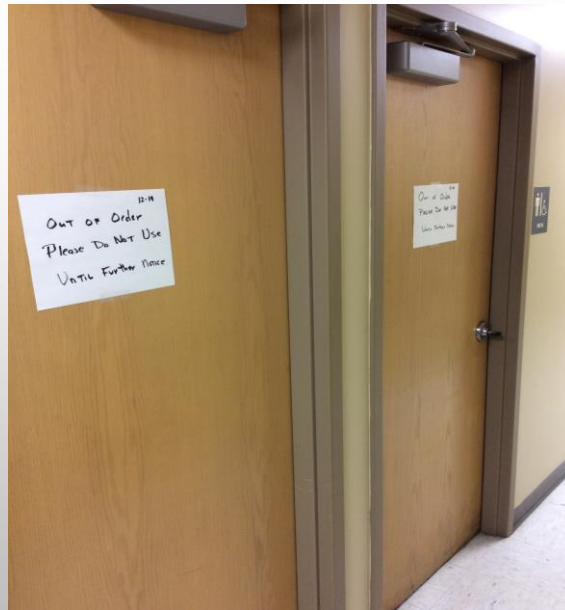
CONDEMN THE BUILDING



LEGAL ACTION

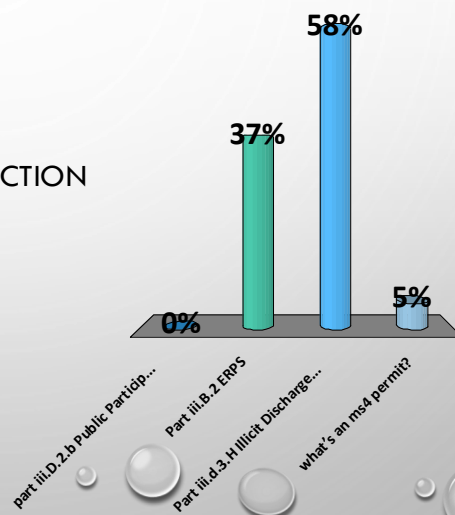


HAVE THE RP SHOW YOU HOW THEY STOPPED THE DISCHARGE



WHAT SECTION OF THE MS4 PERMIT HAS THE DOCUMENTATION REQUIREMENTS FOR A INCIDENT LIKE THIS?

- A. PART III.D.2.B PUBLIC PARTICIPATION/INVOLVEMENT
- B. PART III.B.2 ERPS
- C. PART III.D.3.H ILLICIT DISCHARGE DETECTION AND ELIMINATION (IDDE)
- D. WHAT'S AN MS4 PERMIT?



PART III.B.2 ERP'S

- ENFORCEMENT CONDUCTED BY THE **PERMITTEE** PURSUANT TO THE ERPS SHALL BE DOCUMENTED. DOCUMENTATION SHALL INCLUDE, AT A MINIMUM, THE FOLLOWING:
- A. NAME OF THE **PERSON** RESPONSIBLE FOR VIOLATING THE TERMS AND CONDITIONS OF THE **PERMITTEE'S** REGULATORY MECHANISM(S)
- B. DATE(S) AND LOCATION(S) OF THE OBSERVED VIOLATION(S)
- C. DESCRIPTION OF THE VIOLATION(S), INCLUDING REFERENCE(S) TO RELEVANT REGULATORY MECHANISM(S)
- D. CORRECTIVE ACTION(S) (INCLUDING COMPLETION SCHEDULE) ISSUED BY THE **PERMITTEE**
- E. DATE(S) AND TYPE(S) OF ENFORCEMENT USED TO COMPEL COMPLIANCE (E.G., WRITTEN NOTICE, CITATION, STOP WORK ORDER, WITHHOLDING OF LOCAL AUTHORIZATIONS, ETC.)
- F. REFERRALS TO OTHER REGULATORY ORGANIZATIONS (IF ANY)
- G. DATE(S) VIOLATION(S) RESOLVED

PART III.D.3.H ILLICIT DISCHARGE DETECTION AND ELIMINATION (IDDE)

- DOCUMENTATION OF THE FOLLOWING INFORMATION:
- (1) DATE(S) AND LOCATION(S) OF IDDE INSPECTIONS CONDUCTED IN ACCORDANCE WITH PART III.D.3.C AND F
- (2) REPORTS OF ALLEGED **ILLICIT DISCHARGES** RECEIVED, INCLUDING DATE(S) OF THE REPORT(S), AND ANY FOLLOW-UP ACTION(S) TAKEN BY THE **PERMITTEE**
- (3) DATE(S) OF DISCOVERY OF ALL **ILLICIT DISCHARGES**
- (4) IDENTIFICATION OF **OUTFALLS**, OR OTHER AREAS, WHERE **ILLICIT DISCHARGES** HAVE BEEN DISCOVERED
- (5) SOURCES (INCLUDING A DESCRIPTION AND THE RESPONSIBLE PARTY) OF **ILLICIT DISCHARGES** (IF KNOWN)
- (6) ACTION(S) TAKEN BY THE **PERMITTEE**, INCLUDING DATE(S), TO ADDRESS DISCOVERED **ILLICIT DISCHARGES**

STATE OF MINNESOTA
Department of Public Safety - Bureau of Criminal Apprehension
1430 Maryland Ave. East St. Paul, MN 55108
MINNESOTA DUTY OFFICER
Bureau of Criminal Apprehension Operations Center

Report #: 171305 Report Date: 12/19/2017 Report Time: 10:42 DO#: 33

CALLER INFORMATION

Contact: [REDACTED]
Address: [REDACTED]
City: Mankato State: MN Zip: [REDACTED]
Phone: [REDACTED] Ext: [REDACTED] Alt phone: [REDACTED] Ext: [REDACTED]
Have local police and/or fire been notified?

NARRATIVE

Joe and 2 others in his office [REDACTED] who works with Joe and Rick Baird with the city, on a conference call to the Duty Officer. Joe advised that back in 1993 or early part of 1994, some contractors that were hired made a plumbing mistake and tied the sanitary sewer line into the storm sewer system that goes to the Minnesota River. This was just discovered yesterday. Rick Baird spoke with Craig Schafer with MPCA and was advised to report this to the Duty Officer. Mark Hugheback; MPCA waste water compliance coordinator has also been notified of this.

INCIDENT REPORT: SPILLS
RESPONSIBLE PARTY/PROPERTY OWNER

Contact: [REDACTED]
Company: [REDACTED]
Address: [REDACTED]
City: Mankato State: MN Zip: [REDACTED]
Phone: (507) 387-1151 Ext: [REDACTED] Alt phone: [REDACTED] Ext: [REDACTED]

SPILL INFORMATION

Material: sewage Quantity: unknown
Incident date: 12/19/2017 Time: [REDACTED] Is the spill ongoing? Unknown

SPILL LOCATION

Name: [REDACTED]
Address: [REDACTED]
City: Mankato County: BLUE EARTH
Section: [REDACTED] Range: [REDACTED]
Township: [REDACTED] Legal: [REDACTED]

Released to: Sewer Spill area: Industrial
Have any sewers been impacted? yes Surface waters impacted? Minnesota River
If A.S.T. is involved, is there secondary containment around the tank? Type: [REDACTED]
Kind of spill: Spill/Release Has the material escaped the location property? Yes
Has the released material been contained? Unknown Is this a SARA Title, Section 304 release?
Is a CAT/ERT being requested? No

ANY QUESTIONS - PLEASE CONTACT THE MN DUTY OFFICER AT 651-549-5451 or 800-422-0798

Mankato City Portal - 17-01 X

portal.mankato.intranet/customerservice/servicerequest/detail/17-08559-001

Mankato City Portal Customer Service Payroll Helpdesk Finance

Service Requests

Customer Service Home
Service Requests
Add new request
Web requests

Service Request Map
Top Requests

Search By Address
Filter All Requests

Help

Reports
Public Works Reports
Resource Links

17-08559-001: Illicit Discharge

Richard Baird Closed

During IDDE Storm Water inspections a waster water discharge was discovered coming from the [REDACTED] building at [REDACTED] IDDE protocols were put in action and Environmental services, Infrastructure and the Plumbing inspector were called to investigate.

Follow up information
Name: Rick Baird
Phone: (507) 387-8543
rbaird@mankatomin.gov
Environmental Services
Mankato, MN 56001

Request Type:	Illicit Discharge
Duplicate Info	Mark as duplicate
Parcel Pin	R010918130013 map
Property Owner	[REDACTED]
Address / Location	221 E HICKORY ST. [REDACTED]
Resolution	Resolved By Owner
Closed Date	1/19/2018 7:46:00 AM
ICR Information	Add ICR number
Request Entry Date	12/20/2017 10:52:43 AM Responsive • Efficient • Greater good • Innovative • Open • Neighborly

Request Location

Action Log 5 entries

[Add Action Log](#)

Close Request Richard Baird
1/19/2018 7:46 AM
This CSR and the N&O attached to it have been resolved. The building plumbing system has been labeled so this type of mistake won't occur again. Closing CSR.

Inspection Performed Kent Erickson
12/21/2017 9:15 AM

City of MANKATO
Leading the way...

start

9:33 PM
1/22/2018

Mankato City Portal - 17-01 x

portal.mankato.intranet/customerservice/servicerequest/detail/17-08559-001

Mankato City Portal Customer Service Playroll Helpdesk Finance

Service Requests

Customer Service Home
Service Requests
Add new request
Web requests

Service Request Map
Top Requests

Search By Address
Filter All Requests

Help

Reports
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Resource Links

City of MANKATO
Leading the way...

Request entered by: Richard Baird
Last assigned by: Richard Baird
Assigned Department: Public Works at 12/20/2017 10:52:43 AM
Assigned Service Area: Stormwater at 12/20/2017 10:52:43 AM

Request Tasks: 0 open

What needs to be done? Add task

Support Files

Add Files

17-08559-001-001 17-08559-001-002 17-08559-001-003 17-08559-001-004 17-08559-001-005 17-08559-001-006 17-08559-001-007

Request Notes

Add Request Note

Property History

9 past request(s)

STREET LIGHT ISSUE
1/19/2016 5:18 PM
The city street lights in front of [REDACTED] have reportedly been out recently.
Request Number: 18-00279-001
Work with request

MISC WATER METER ISSUES
7/29/2016 12:49 PM
Location: 302531 - Replaced ERT with new Dual Reading ERT on 7/19/2016 - Final Read: 115690 - Small Side ERT: 71157705 Start: 00 MVRs: 11 / Large Side ERT: 71157735 Start: 00 MVRs: 12
Request Number: 16-15497-001
Work with request

SIGN TROUBLES
8/30/2017 9:26 AM
Missing a two hour parking sign in front of HickoryTech had to dismiss two citations for this. Please let us know when it gets replaced. We will refrain from ticketing until fixed. Thanks!
Request Number: 12-03734-001

Responsive • Efficient • Greater good • Innovative • Open • Neighborly

9:36 PM
1/22/2018

INCIDENT REPORT

DEPARTMENT OF PUBLIC SAFETY - POLICE DIVISION
City of Mankato, MN - Leading the way... Making a Difference

INCIDENT REPORT

3.33 Sub 1, B.D.F.G. DATE/TIME: 06/03/15 @ 1730 REPORT: Baird # 3252

LOCATION: 100 9th St SE, Big Trouble, MN, 55555

PERSON INFORMATION

NAME	ADDRESS	CITY	STATE	ZIP	PHONE	EMAIL
Bad Contractor Inc.	100 9th St SE, Big Trouble, MN, 55555	Mankato	MN	56001		

VEHICLE INFORMATION

VEHICLE	MAKE	MODEL	YEAR	COLOR	PLATE	TYPE
2015 Ford F-150	Ford	F-150	2015	Blue	56001	Truck

PROPERTY INFORMATION

PROPERTY	VALUE	TYPE
2015 Ford F-150	\$15,000	Truck

ASSOCIATED REQUESTS

17-08559-001-001 17-08559-001-002 17-08559-001-003 17-08559-001-004 17-08559-001-005 17-08559-001-006 17-08559-001-007

STATUS

17-08559-001-001 17-08559-001-002 17-08559-001-003 17-08559-001-004 17-08559-001-005 17-08559-001-006 17-08559-001-007

SYNOPSIS:

At approximately 1730 hours I received a call from a concerned citizen that a drilling company had dumped their drill cuttings into the stormdrain system. Upon arrival to the scene I verified the discharge and impact to the stormdrain system. I could not find any identifying information on the equipment or reports of spills from the owner. I contacted Public Works and had a sweeper come clean up what was left on the Street to stop any further discharge to the Storm System.

DEPARTMENT OF PUBLIC SAFETY - POLICE DIVISION
City of Mankato, MN - Leading the way... Making a Difference

INCIDENT REPORT

NARRATIVE:

Upon arrival to the Scene, I confirmed the illegal discharge, I stopped the remaining cuttings & Bentonite in the curb and gutter from entering the stormdrain and requested a sweeper to come clean up the spill. I confirmed the RP had not reported the spill and had left the area. The equipment on scene did not have any identifiable marks on them. I found a witness in the area who was able to tell me who the RP was. I documented the scene with photos and left the area at 1845. The following morning I pulled the ROW permit to locate the contact information for the RP. It was Bad Contractor Inc., the same name given to me by the witness the night before. Before I got a chance to contact them I received another complaint of a drilling company also dumping drill cuttings into the stormdrain system at N Second St. & Mulberry at 1136. It turned out to be the same RP had Contractor Inc.. When I asked them why they are illegally dumping their cuttings into the storm system the Crew on scene replied "We usually Vac it up, but our Vac is busy" I confirmed that it was in fact this crew that discharged at both locations in Mankato. I immediately ordered them to cease all operations until the discharged material was properly cleaned up and removed. I then photographed the scene and clean up and collected contact information for the job supervisor who was working at another location. I drove to meet Big John at the Fleet Farm Entrance off N Victory Dr. I advised him of the illegal dumping that had occurred at two of his locations and that they would be responsible for all city cost incurred, they will receive an admin penalty and must call the MN DOT officer as required in 115.061B. He apologized for the actions of his crew and said he understood the consequences of their actions. He gave me the contact info for the home office and their manager. I called and spoke with Mr. Pollard who was aware of the situation, he apologized and said to forward him the charges and he would take care of them rather than us forwarding them to our permittee of record XYZ Communications for whom they are a sub contractor. All photos and documents are in the case file.

MAKE A POWER POINT PHOTO ALBUM

- CREATE A TITLE SLIDE
- LIST THE RP
 - DO #
 - DATE
 - TIME
 - LOCATION
- INSERT ALL INCIDENT PHOTOS
- SAVE A COPY AS A PDF FOR EMAIL FRIENDLY COPY (YOUR BOSSES WILL APPRECIATE THIS)

WHAT WILL THEY DO TO PREVENT THIS FROM HAPPENING AGAIN?



HAVE THE RP SEND PHOTO'S OF THE PERMANENT FIX



CONDUCT A FINAL FOLLOW UP INSPECTION





QUESTIONS

